

FISCAL IMPACT STATEMENT ON BILL NO. **S. 871**

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TO:	The Honorable Glenn McConnell, Chairman, Senate Judiciary Committee		
FROM:	Office of State Budget, Budget and Control Board		
ANALYSTS:	Rodney Grizzle and Allan Kincaid		
DATE:	January 31, 2006	SBD:	2005501

AUTHOR:	Senator Knotts	PRIMARY CODE CITE:	16-3-750
SUBJECT:	Sex Offender Monitoring		

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:
A Cost to the General Fund (See Below)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:
\$0 (No additional expenditures or savings are expected)

BILL SUMMARY:

Senate Bill 871 amends the Code of Law of South Carolina, 1976, by adding Sections 16-3-750, 16-15-450, 23-3-540, and various additional Sections which deal with the active electronic monitoring of persons convicted of certain sex offenses involving a minor, who are released on Probation, Parole or Community Service Supervision. The Sections also creates several new offenses and establishes the penalties for such offenses.

EXPLANATION OF IMPACT:

Department of Probation, Parole & Pardon Services (PPP)

The Department indicates this Bill would require additional General Funds of the State in the amount of \$7,219,747 in recurring personal service and operational cost in the first year and \$323,454 in non-recurring cost for the electronic monitoring of approximately 800 sexual offenders. The agency would also require 62.00 new FTE's (50 Probation & Parole Agents, and 12 Support Staff for GPS Monitoring Unit) to maintain a 25 to 1 Offender to Agency ratio for a safe monitoring level. Over 60% of the annual recurring cost, approximately \$4.5 M, is associated with the cost of leasing the GPS equipment at \$9.95 per day. PPP further estimates that each additional year that the program is in operation would require an additional \$2,020,266 in recurring personal service and other operational costs and \$78,255 in non-recurring and 15.00 new FTE's to handle the additional monitoring responsibilities for the over 300 additional Sex Offenders.

Department of Juvenile Justice (DJJ)

The Department indicates that this Bill would require additional General Funds of the State totaling \$508,445 annually. The Department supervises approximately 140 juveniles daily. Active electronic monitoring devices cost \$9.95 per day (140X\$9.95X365). This estimate only addresses the cost of the monitoring devices and assumes that DJJ would rely on a cooperative agreement with the Department of Probation, Parole and Pardon Services to monitor the devices and coordinate response to alerts.

Department of Corrections

The Department indicates this Bill would gradually increase its inmate population to the point where ultimately it would need to construct an additional 256-bed facility. The Department anticipates its inmate population will increase by approximately 290 by the year 2032 as a result of enactment of this Bill.

Construction cost for a facility of this size is estimated at \$6,600,000. Operating expenses, including salary and fringe for additional staff, is estimated at \$4,046,000 annually.

Judicial Department

The Department indicates this Bill would have a minimal impact on the General Fund of the State, which can be absorbed by the agency at the current level of funding.

State Law Enforcement Division (SLED)

The Agency has been forwarded a copy of the Bill, but to date, has not submitted a response for review.

Recapitulation

First year General Fund impact is estimated at \$7,728,192 in recurring funds and \$323,454 in non-recurring funds for a total first year impact of \$8,051,646. The Department of Probation, Parole & Pardon Services estimates that its recurring cost would continue to increase by \$2,020,266 annually until full implementation in forty years.

In addition, the Department of Corrections indicates it will ultimately need to construct another facility to house the additional inmates. Construction of such a facility would result in additional annual recurring cost of \$4,046,000 and one-time construction cost of \$6,600,000.

LOCAL GOVERNMENT IMPACT:

None.

SPECIAL NOTES:

None.

Approved by:

A handwritten signature in black ink that reads "Don Addy". The signature is written in a cursive, flowing style.

Don Addy
Assistant Director, Office of State Budget